

Shelbyville Beer Board Meeting Minutes

The Shelbyville Beer Board met in Regular Session on Wednesday, March 9, 2016 at the City Hall Annex. Vice Chairman Melissa York called the meeting to order at 6:02 p.m. Roll was called and the following members were present: Member York, Member Hughes, Member Fisher, and Member Finney. Member Reeves was absent. Also present were City Attorney Shofner and City Recorder Boyette.

The first item of business was approval of the Agenda. Hearing no additions or deletions, Member Hughes made a motion to approve the Agenda, seconded by Member Fisher, and carried unanimously upon oral vote.

The next item of business was approval of the minutes from February 10, 2016. Member Fisher made a motion to approve the Regular Session minutes, seconded by Member Finney, and carried unanimously upon oral vote. Member Hughes made a motion to approve the Special Hearing Minutes of February 10, 2016. The motion was seconded by Member Fisher, and carried unanimously upon oral vote.

There were no items of Old Business before the Board.

Items of New Business were then in order.

The only item being a Training Session on the Beer Ordinance and Policy. Discussion ensued on current policy for violations in regards to repeat offenders and that the civil penalty be increased for those within 12 month violation. Additional discussion ensued on repeat offenders that are employees that transfer to different businesses. The City Attorney noted that there has been no past practice on this and will do additional research.

City Attorney Shofner distributed to the Board Chapter 5 of TCA as it relates to Sunshine Law and Public Documents. This document will be attached to the minutes as a matter of record. After discussion and review of this document the Board discussed the matter of Show Cause Orders and matter of due process.

There was additional discussion on moral turpitude and the application process as well as the issuance of permits.

The Board would like to see a survey if available by MTAS on other City Board procedures and review of civil penalty.

There was clarification of 12 month period being "rolling" issue with Responsible Vendor. There was additional discussion on fines not being high enough and it was noted that this could be put on the Agenda as New Business.

There was discussion of mitigating and aggravating circumstances and there was recommendation of policy to separate consumption and off-premises package sales.

There were also comments on actions after an occurrence should be taken into consideration. City Attorney Shofner will review.

Final item of the training session was an update on the Attorney General opinion on resident remainder/US citizen and that the current bill isn't constitutional. This will be on the Agenda for legal opinion.

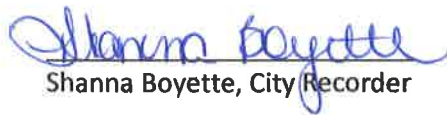
There being no further business, Member Finney made a motion to adjourn, seconded by Member Hughes, and carried unanimously upon oral vote. The meeting adjourned at 7:18 p.m.

APPROVED:



Melissa York Vice-Chair

ATTEST:



Shanna Boyette, City Recorder